

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT or PATENTEE:

SERIAL or PATENT NO.:

FILED or ISSUED:

GROUP:

TITLE:



SMALL ENTITY DECLARATION

[ ] FOR INDEPENDENT INVENTOR(S)

As a below-named inventor, I hereby declare that I am an independent inventor who (1) has not assigned, granted, conveyed, or licensed, and (2) is under no obligation under contract or law, to assign, grant, convey, or license, any rights in the invention, to any person who could not likewise be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization, as defined in 37 CFR 1.9.

[X] FOR SMALL BUSINESS CONCERN

I hereby declare that S.W. Patentverwertungs GmbH is a business concern which qualifies as a small business concern as defined in §1.9(d) - namely, (1) whose number of employees, including those of its affiliates, does not exceed 500 persons and (2) which has not assigned, granted, conveyed, or licensed, and is under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who could not be classified as an independent inventor if that person had made the invention, or to any concern which would not qualify as a small business concern or a nonprofit organization under this section; and that the exclusive rights to the invention have been conveyed to and remain with the above-identified small business concern.

I further declare that all statements made herein of my own knowledge are true and all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like, so made, are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful, false statements may jeopardize the validity of the patent application or any patent issuing thereon.

Each of the undersigned hereby grants the firm of Morrison & Foerster, LLP  
2000 Pennsylvania Avenue, N.W., Washington, D.C. 20006-1888

the power to insert in this Small Entity Declaration any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for filing and acceptance of this Declaration.

INVENTOR(S)

Frederick Schmitz  
Name: Frederick Schmitz  
Date: Nov. 15, 2000

Heinrich Wieland  
Name: Heinrich Wieland  
Date: Nov. 15, 2000

Name: \_\_\_\_\_  
Date: \_\_\_\_\_

Name: \_\_\_\_\_  
Date: \_\_\_\_\_

SMALL BUSINESS CONCERN:

By Frederick Schmitz  
Name: Frederick Schmitz  
Title: GmbH  
Date: Nov. 15, 2000

By Heinrich Wieland  
Name: \_\_\_\_\_  
Title: \_\_\_\_\_  
Date: 11.15.00